



Docket No.: 3801P117

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

ERIC N. BILLINGSLEY, ET AL.

Application No.: 10/636,085

Filed: August 6, 2003

For: **METHOD AND SYSTEM TO  
GENERATE AN IMAGE FOR  
MONITORING USER INTERACTION  
WITH A COMPUTER**

Art Group: Unassigned

Examiner: Unassigned

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In accordance with the duty of disclosure, enclosed is a copy of Information Disclosure Statement by Applicant (form PTO/SB/08), which is being submitted before the mailing of a first Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s). Copies of the references cited on PTO/SB/08 are enclosed herewith.

It is hereby stated that no item of information contained in the Information Disclosure Statement was cited in a communication from the international searching authority in a counterpart international application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual associated with the filing or prosecution of the subject application more than three months prior to the filing of the Information Disclosure Statement.

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.


Please charge any fees due to Deposit Account 02-2666. A duplicate copy of the Fee Transmittal (PTO/SB/17) is enclosed for this purpose.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: \_\_\_\_\_

11/03/03

  
\_\_\_\_\_  
André L. Marais, Reg. No. 48,095

12400 Wilshire Blvd., 7th Floor  
Los Angeles, California 90025  
(408) 947-8200

Dawn Shaw 11/4/2003  
Dawn Shaw Date

Based on PTO/SB/08B (08-03) as modified by Blakely, Solokoff, Taylor & Zafman (wlr) 08/11/2003.  
Send To: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



|                                                                                     |   |                        |                     |
|-------------------------------------------------------------------------------------|---|------------------------|---------------------|
| <b>TRANSMITTAL FORM</b><br>(to be used for all correspondence after initial filing) |   | Application No.        | 10/636,085          |
|                                                                                     |   | Filing Date            | August 6, 2003      |
|                                                                                     |   | First Named Inventor   | Eric N. Billingsley |
|                                                                                     |   | Art Unit               | Unassigned          |
|                                                                                     |   | Examiner Name          | Unassigned          |
| Total Number of Pages in This Submission                                            | 6 | Attorney Docket Number | 3801P117            |

| ENCLOSURES (check all that apply)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><br><input type="checkbox"/> Fee Attached<br><br><input type="checkbox"/> Amendment / Response<br><br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input checked="" type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> PTO/SB/08<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><br><input type="checkbox"/> Basic Filing Fee<br><input type="checkbox"/> Declaration/POA<br><br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><br><input type="checkbox"/> Petition to Convert a Provisional Application<br><br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group<br><br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><div style="border: 1px solid black; padding: 5px; margin-top: 10px;">Copies of Cited Art (2)<br/>Return Postcard</div> |
| Remarks                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |                                                                            |
|--------------------------------------------|----------------------------------------------------------------------------|
| Firm or Individual name                    | André L. Marais, Reg. No. 48,095<br>BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP |
| Signature                                  |                                                                            |
| Date                                       | 11/03/03                                                                   |

| CERTIFICATE OF MAILING/TRANSMISSION                                                                                                                                                                                                                                     |           |      |           |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|------|-----------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. |           |      |           |
| Typed or printed name                                                                                                                                                                                                                                                   | Dawn Shaw |      |           |
| Signature                                                                                                                                                                                                                                                               |           | Date | 11/4/2003 |



# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 0.00

## Complete if Known

|                      |                     |
|----------------------|---------------------|
| Application Number   | 10/636,085          |
| Filing Date          | August 6, 2003      |
| First Named Inventor | Eric N. Billingsley |
| Examiner Name        | Unassigned          |
| Group/Art Unit       | Unassigned          |
| Attorney Docket No.  | 3801P117            |

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None  
☐ Deposit Account

Deposit  
Account  
Number

02-2666

Deposit  
Account  
Name

Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity |          | Small Entity |          | Fee Description        | Fee Paid |
|--------------|----------|--------------|----------|------------------------|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                        |          |
| 1001         | 770      | 2001         | 385      | Utility filing fee     |          |
| 1002         | 340      | 2002         | 170      | Design filing fee      |          |
| 1003         | 530      | 2003         | 265      | Plant filing fee       |          |
| 1004         | 770      | 2004         | 385      | Reissue filing fee     |          |
| 1005         | 160      | 2005         | 80       | Provisional filing fee |          |
| SUBTOTAL (1) |          |              |          |                        | (\$)     |

### 2. EXTRA CLAIM FEES

Total Claims  - 20\*\* =  x  =   
Independent Claims  3 =  x  =   
Multiple Dependent  =

| Large Entity |          | Small Entity |          | Fee Description                                           |
|--------------|----------|--------------|----------|-----------------------------------------------------------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                                                           |
| 1202         | 18       | 2202         | 9        | Claims in excess of 20                                    |
| 1201         | 86       | 2201         | 43       | Independent claims in excess of 3                         |
| 1203         | 290      | 2203         | 145      | Multiple Dependent claim, if not paid                     |
| 1204         | 86       | 2204         | 43       | **Reissue independent claims over original patent         |
| 1205         | 18       | 2205         | 9        | **Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) |          |              |          |                                                           |

\*\*or number previously paid, if greater, For Reissues, see below

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity                           |          | Small Entity |          | Fee Description                                                            | Fee Paid |
|----------------------------------------|----------|--------------|----------|----------------------------------------------------------------------------|----------|
| Fee Code                               | Fee (\$) | Fee Code     | Fee (\$) |                                                                            |          |
| 1051                                   | 130      | 2051         | 65       | Surcharge - late filing fee or oath                                        |          |
| 1052                                   | 50       | 2052         | 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 2053                                   | 130      | 2053         | 130      | Non-English specification                                                  |          |
| 1812                                   | 2,520    | 1812         | 2,520    | For filing a request for <i>ex parte</i> reexamination                     |          |
| 1804                                   | 920 *    | 1804         | 920 *    | Requesting publication of SIR prior to Examiner action                     |          |
| 1805                                   | 1,840 *  | 1805         | 1,840 *  | Requesting publication of SIR after Examiner action                        |          |
| 1251                                   | 110      | 2251         | 55       | Extension for reply within first month                                     |          |
| 1252                                   | 420      | 2252         | 210      | Extension for reply within second month                                    |          |
| 1253                                   | 950      | 2253         | 475      | Extension for reply within third month                                     |          |
| 1254                                   | 1,480    | 2254         | 740      | Extension for reply within fourth month                                    |          |
| 1255                                   | 1,210    | 2255         | 605      | Extension for reply within fifth month                                     |          |
| 1404                                   | 330      | 2401         | 165      | Notice of Appeal                                                           |          |
| 1402                                   | 330      | 2402         | 165      | Filing a brief in support of an appeal                                     |          |
| 1403                                   | 290      | 2403         | 145      | Request for oral hearing                                                   |          |
| 1451                                   | 1,510    | 2451         | 1,510    | Petition to institute a public use proceeding                              |          |
| 1452                                   | 110      | 2452         | 55       | Petition to revive - unavoidable                                           |          |
| 1453                                   | 1,330    | 2453         | 665      | Petition to revive - unintentional                                         |          |
| 1501                                   | 1,330    | 2501         | 665      | Utility issue fee (or reissue)                                             |          |
| 1502                                   | 480      | 2502         | 240      | Design issue fee                                                           |          |
| 1503                                   | 640      | 2503         | 320      | Plant issue fee                                                            |          |
| 1460                                   | 130      | 2460         | 130      | Petitions to the Commissioner                                              |          |
| 1807                                   | 50       | 1807         | 50       | Processing fee under 37 CFR 1.17(q)                                        |          |
| 1806                                   | 180      | 1806         | 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021                                   | 40       | 8021         | 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809                                   | 770      | 1809         | 385      | Filing a submission after final rejection (37 CFR § 1.129(a))              |          |
| 1810                                   | 770      | 2810         | 385      | For each additional invention to be examined (37 CFR § 1.129(b))           |          |
| 1801                                   | 770      | 2801         | 385      | Request for Continued Examination (RCE)                                    |          |
| 1802                                   | 900      | 1802         | 900      | Request for expedited examination of a design application                  |          |
| Other fee (specify) _____              |          |              |          |                                                                            |          |
| Information Disclosure Statement _____ |          |              |          |                                                                            | 0.00     |

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0.00

## SUBMITTED BY

## Complete (if applicable)

|                   |                 |                                   |          |           |                |
|-------------------|-----------------|-----------------------------------|----------|-----------|----------------|
| Name (Print/Type) | André L. Marais | Registration No. (Attorney/Agent) | 48,095   | Telephone | (408) 947-8200 |
| Signature         |                 | Date                              | 11/03/03 |           |                |